

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

ANTHONY MENDES  
AND DORIS MENDES,

Plaintiffs,

V.

CENDANT MORTGAGE,

Defendant.

C.A. No.: 05-11765-DPW

## DEFENDANT'S CERTIFICATION

Defendant, Cendant Mortgage, now known as PHH Mortgage Corporation, (PHH Mortgage) and their counsel hereby certify that they have conferred with a view to establishing a budget for the costs of conducting the full course – and various alternative courses – for the litigation of this action, and to consider the resolution of this action through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

Respectfully submitted,

PHH Mortgage Corporation, f/k/a  
Cendant Mortgage

PHH Mortgage Corporation, f/k/a  
Cendant Mortgage,

By its attorneys,

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Dated: October 5, 2005